

City Council Adjourned Regular Meeting

Regular Meeting

Thursday, October 6, 2022

6:00 PM

City Council Chambers and Zoom



ELECTED OFFICIALS

Mayor Steve Napolitano

Mayor Pro Tem Richard Montgomery

Councilmember Joe Franklin

Councilmember Suzanne Hadley

Councilmember Hildy Stern

City Treasurer Tim Lilligren

EXECUTIVE TEAM

City Manager Bruce Moe

City Attorney Quinn Barrow

City Clerk Liza Tamura

Community Development Director Carrie Tai

Finance Director Steve Charelian

Fire Chief Michael Lang

Human Resources Director Lisa Jenkins

Information Technology Director Terry Hackelman

Parks and Recreation Director Mark Leyman

Police Chief Rachel Johnson

Public Works Director Erick Lee

MISSION STATEMENT:

Our mission is to provide excellent municipal services, preserve our small beach town character, and enhance the quality of life for our residents, businesses and visitors.

MANHATTAN BEACH'S CITY COUNCIL WELCOMES YOU!

By participating in City Council meetings, you are participating in the process of representative government. To encourage that participation, the City Council provides an early opportunity for public comments under "Public Comments," at which time speakers may comment on any matter within the subject matter jurisdiction of the City Council, including items on the agenda.

*The City continues to offer an opportunity to participate in Council meetings via Zoom. City Council encourages the public to participate by submitting comments in advance of the meeting, no later than **5:30 PM, October 6, 2022***

(the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment>
- 2) email to cityclerk@manhattanbeach.gov or
- 3) telephone message recorded at **(310) 802-5030**.

All of your comments provided by the deadlines above will be available to the City Council and the public prior to the meeting.

In addition, you may participate by joining Zoom during the meeting. Instructions are provided on item G (Public Comments).

Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are available for review on the City's website at www.manhattanbeach.gov, the Police Department located at 420 15th Street, and are also on file in the Office of the City Clerk for public inspection. Any person who has any question concerning any agenda item may call the City Clerk's office at (310) 802-5056.

Meetings are broadcast live through Manhattan Beach Local Community Cable, Channel 8 (Spectrum), Channel 35 (Frontier), and live streaming via the City's website.

In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Office of the City Clerk at (310) 802-5056 (voice) or (310) 546-3501 (TDD). Notification 36 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting. The City also provides closed captioning of all its Regular City Council Meetings for the hearing impaired.

CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING

I, Liza Tamura, City Clerk of the City of Manhattan Beach, California, state under penalty of perjury that this notice/agenda was posted on Friday, September 30, 2022, on the City's Website and on the bulletin boards of City Hall, Joslyn Community Center and Manhattan Heights.

BELOW ARE THE AGENDA ITEMS TO BE CONSIDERED. THE RECOMMENDED COUNCIL ACTION IS LISTED IMMEDIATELY AFTER THE TITLE OF EACH ITEM IN BOLD CAPITAL LETTERS.

PLEASE NOTE THAT THE CITY COUNCIL MAY ACT ON ANY ITEM LISTED ON THE AGENDA.

A. CALL MEETING TO ORDER

B. PLEDGE TO THE FLAG

C. ROLL CALL

D. CEREMONIAL CALENDAR

1. Presentation of a Certificate of Recognition to Bob Perkins for Being Awarded the 2022 "Age My Way" Certificate from the County of Los Angeles in Collaboration with the Older American Recognition Month in May.

[22-0411](#)

PRESENT

E. APPROVAL OF AGENDA AND WAIVER OF FULL READING OF ORDINANCES

This is the time for the City Council to:

- (a) notify the public of any changes to the agenda;*
- (b) remove items from the consent calendar for individual consideration; or*
- (c) rearrange the order of the agenda.*

MOTION TO APPROVE AGENDA AND WAIVE FULL READING

F. CITY COUNCIL AND COMMUNITY ORGANIZATION ANNOUNCEMENTS OF UPCOMING EVENTS (1 MINUTE PER PERSON)

City Councilmembers and community organization representatives may inform the public about upcoming events.

G. PUBLIC COMMENTS (3 MINUTES PER PERSON)

Speakers may provide public comments on any matter that is within the subject matter jurisdiction of the City Council, including items on the agenda. The Mayor may determine whether an item is within the subject matter jurisdiction of the City Council. While all comments are welcome, the Brown Act does not allow City Council to take action on any item not on the agenda.

The City Council encourages the public to participate by submitting comments in advance of the meeting, no later than **5:30 PM, October 6, 2022** (the day of the meeting), via:

- 1) eComment at <http://www.manhattanbeach.gov/ecomment>
- 2) email to cityclerk@manhattanbeach.gov or
- 3) telephone message recorded at **(310) 802-5030**.

All of your comments provided by the deadlines above will be available to the City Council and the public prior to the meeting.

IN PERSON PUBLIC PARTICIPATION

Please complete the "Request to Address the City Council" card by filling out your name, city of residence, the item(s) you would like to offer public comment, and returning it to the City Clerk.

NOON PUBLIC PARTICIPATION

If you wish to speak on any item on the agenda, please register in advance by clicking the following link: <https://citymb.seamlessdocs.com/f/publiccomment>, even when submitting this request you will need to use the "raise hand" feature via Zoom during the presentation of that Agenda Item in order to confirm with the City Clerk's Office that you wish to provide comments.

- 1) Join Zoom Meeting via the internet:

Direct URL: <https://citymb-info.zoom.us/j/93376200363>, Meeting ID: 933 7620 0363

During the meeting you will need to use the "raise hand" button through Zoom at the time the Agenda Item is being presented for City Council consideration.

- 2) Join Zoom Meeting via Phone Conference (Voice Only):

Phone Number: (669) 900-6833, Meeting ID: 933 7620 0363

During the meeting you will need to enter *9 on the phone's dial pad to "raise your hand" at the time the Agenda Item is being presented for City Council consideration.

Please note, the City is not responsible for the public's use of Zoom as it relates to the software, configuration, and setting on a personal device. The public is encouraged to visit the Zoom website for information on use of this software. The City's use of Zoom is consistent with the platform features and functions as described on the Zoom.

H. CONSENT CALENDAR (APPROVE)

Items on the Consent Calendar are routine and customary items and are enacted by a single motion with the exception of items previously removed by a member of the City Council during "Approval of the Agenda" for individual consideration. Any items removed shall be individually considered immediately after taking action on the Consent Calendar.

2. City Council Minutes: [22-0094](#)

This Item Contains Minutes of the Following City Council Meeting(s):

- a) City Council Regular Meeting Minutes of September 20, 2022
- b) City Council Special Meeting Minutes (6th Cycle Housing Element) of September 23, 2022
(City Clerk Tamura).

APPROVE

Attachments: [City Council Regular Meeting Minutes of September 20, 2022](#)
[City Council Special Meeting Minutes \(6th Cycle Housing Element\) of September 23, 2022](#)

3. Financial Reports: [22-0410](#)

Schedule of Demands September 8, 2022, and September 15, 2022
(Finance Director Charelian).

ACCEPT REPORTS AND DEMANDS

Attachments: [Schedule of Demands for September 8, 2022, and September 15, 2022](#)

4. Proclamations Declaring the Following: [22-0116](#)

- a) Month of October 2022 as National Community Planning Month
- b) October 5, 2022 as Energy Efficiency Day

PROCLAIM

Attachments: [Proclamation - National Community Planning Month](#)
[Proclamation - Energy Efficiency Day](#)

5. Quarterly Update on Fiscal Year 2022-2023 City Council Work Plan (City [22-0403](#)
Manager Moe).

RECEIVE REPORT

Attachments: [Fiscal Year 2022-2023 City Council Work Plan \(35 Items\)](#)
[Work Plan Summary](#)
[Completed Work Plan Items \(20 Items\)](#)
[Department Work Plan Items](#)
[Commission Work Plan Items](#)
[Departmental Involvement Matrix](#)

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6. City Council Reconsideration of the Circumstances of the Declared COVID-19 Emergency to Facilitate Remote Attendance at Public Meetings by Councilmembers and Other City Legislators Pursuant to AB 361's Special Teleconferencing Requirements (City Attorney Barrow). [22-0389](#)
ACCEPT STAFF RECOMMENDATION
7. Consideration of City Council Assignments Appointing Councilmember Franklin and Councilmember Stern to the Art in Public Places Committee - Bruce's Beach Art Project (City Clerk Tamura). [22-0422](#)
APPROVE

Attachments: [Proposed Revision to the City Council Assignments \(Redline Version\)](#)
[Committee Descriptions](#)
8. Consideration of a Resolution Accepting the State of California Office of Traffic Safety Selective Traffic Enforcement Program (STEP) Grant in the Amount of \$60,000 (Police Chief Johnson). [22-0413](#)
A) ADOPT RESOLUTION NO. 22-0142
B) APPROPRIATE FUNDS

Attachments: [Resolution No. 22-0142](#)
[Agreement - California Office of Traffic Safety](#)
9. Consideration of a Resolution Approving Amendment No. 1 to the Agreement with Contemporary Services Corporation for Unarmed Guard Services to Extend the Term and Increase the Maximum Compensation to an Estimated Annual Value of \$390,000 (Police Chief Johnson). [22-0400](#)
ADOPT RESOLUTION NO. 22-0138

Attachments: [Resolution No. 22-0138](#)
[Amendment No. 1 - Contemporary Services Corporation](#)
[Agreement - Contemporary Services Corporation \(2020\)](#)
10. Status of El Porto Park Swing Set Installation (Parks and Recreation Director Leyman). [22-0396](#)
RECEIVE REPORT

11. Consideration of a Resolution Approving a Professional Services Agreement with KOA Corporation for Engineering Design Services in the Amount of \$161,780 for the Manhattan Beach Boulevard Eastbound Left-Turn Improvement at Aviation Boulevard Project and Authorizing the City Manager to Increase Compensation up to \$32,356 for Additional Work (Public Works Director Lee).

[22-0381](#)

ADOPT RESOLUTION NO. 22-0139

Attachments: [Resolution No 22-0139](#)
[Agreement - KOA Corporation](#)
[Budget and Expenditures Summary](#)

I. ITEMS REMOVED FROM THE CONSENT CALENDAR

Each speaker may speak for up to 2 minutes on each item pulled from the agenda.

J. PUBLIC HEARINGS

At the discretion of the Mayor, each speaker may speak for up to 3 minutes on each public hearing item.

K. GENERAL BUSINESS

Each speaker may speak for up to 2 minutes on each general business item.

12. Discussion of Resolution No. 22-0135 in Support of Measure V on the November 8, 2022 Election Ballot Readopting the City's Commercial Cannabis Prohibition, and Against Cannabis Industry Measure MB on the November 8 Election Ballot (City Manager Moe).

[22-0418](#)

(Estimated Time: 10 Min.)

DISCUSS AND CONSIDER TAKING ACTION

Attachments: [Resolution No. 22-0135](#)

13. Quarterly Update on the City's Homelessness Initiatives Including: [22-0402](#)
- a) Consideration of a Resolution Approving Amendment No. 1 with Emotional Health Association (Doing Business as SHARE! Self Help Recovery Exchange) in the Amount of \$18,900 to Provide Three Additional Interim Housing Placements; and
 - b) Resolution Nunc Pro Tunc No. 22-0141 Amending Resolution No. 21-0119 to Make it Consistent with the Previously Approved Agreement with Harbor Interfaith Services for Grant Funded Measure H Homeless Case Management and Housing Navigation Services (City Manager Moe).
- (Estimated Time: 30 Min.)
- A) RECEIVE REPORT
 - B) ADOPT RESOLUTION NO. 22-0140
 - C) ADOPT RESOLUTION NUNC PRO TUNC NO. 22-0141
 - D) APPROPRIATE FUNDS
- Attachments:** [Resolution No. 22-0140](#)
[Resolution Nunc Pro Tunc No. 22-0141](#)
[Amendment No. 1 - SHARE!](#)
[Feb - August 2022 Manhattan Beach Beach Cities Program](#)
[Jan-August 2022 Beach Cities Program](#)
[Trespassing and Authorization Form Letter Samples](#)
[PowerPoint Presentation](#)
14. Senior Advisory Committee Bylaws Update (Parks and Recreation Director Leyman). [22-0395](#)
- (Estimated Time: 30 Min.)
- DISCUSS AND PROVIDE DIRECTION**
- Attachments:** [Proposed Senior Advisory Committee ByLaws](#)
15. Discuss Sand Dune Park Refurbishment (Public Works Director Lee). [22-0393](#)
- (Estimated Time: 30 Min.)
- DISCUSS AND PROVIDE DIRECTION**
- Attachments:** [Project Webpage \(Web-Link Provided\)](#)
[PowerPoint Presentation](#)

16. Consideration of a Resolution Condemning Antisemitism and Adopting the International Holocaust Remembrance Alliance's (IHRA) Definition of Antisemitism (City Manager Moe). [22-0412](#)
(Estimated Time: 10 Min.)
A) **ADOPT RESOLUTION NO. 22-0144**
B) **DISCUSS AND PROVIDE DIRECTION**

Attachments: [Resolution No. 22-0144](#)
[Recognizing and Countering Holocaust Distortion](#)

L. CITY COUNCIL REQUESTS AND REPORTS INCLUDING AB 1234 REPORTS

In addition to providing reports of meetings and conferences attended by Councilmembers in connection with their official duties at City expense as required by AB 1234, Councilmembers requested at a previous City Council meeting that the following item(s) be placed on the agenda for discussion.

17. City Council AB 1234 Reports. [22-0423](#)
RECEIVE AND FILE
18. Consider Request by Councilmember Hadley and Councilmember Franklin to Amend an Ordinance that Incorporates Provisions of Santa Monica's Ordinance that Prohibits Sitting and Lying in Entrances to Certain Buildings (City Manager Moe). [22-0414](#)
DISCUSS AND PROVIDE DIRECTION

Attachments: [Municipal Code Chapter 4.140 - Camping and Storage of Personal Property](#)
[City of Santa Monica Ordinance](#)

M. FUTURE AGENDA ITEMS

Councilmembers may request that items be placed on a future agenda with the concurrence of one other Councilmember.

N. CITY MANAGER REPORT

O. CITY ATTORNEY REPORT

P. INFORMATIONAL ITEMS

This section is for items that do not require City Council action.

19. Agenda Forecast (City Clerk Tamura). [22-0345](#)
INFORMATION ITEM ONLY

Q. CLOSED SESSION

R. ADJOURNMENT

S. FUTURE MEETINGS

CITY COUNCIL MEETINGS

September 20, 2022 - Tuesday -- 6:00 PM - City Council Meeting
October 4, 2022 - Tuesday -- 6:00 PM - City Council Meeting
October 18, 2022 - Tuesday -- 6:00 PM - City Council Meeting
November 1, 2022 - Tuesday -- 6:00 PM - City Council Meeting
November 15, 2022 - Tuesday -- 6:00 PM - City Council Meeting
December 6, 2022 - Tuesday -- 6:00 PM - City Council Meeting
December 20, 2022 - Tuesday -- 6:00 PM - City Council Meeting

BOARDS, COMMISSIONS AND COMMITTEE MEETINGS

September 12, 2022 - Monday - 5:00 PM - Library Commission Meeting
September 14, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
September 19, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting
September 22, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
September 26, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
September 28, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
October 10, 2022 - Monday - 5:00 PM - Library Commission Meeting
October 12, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
October 17, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting
October 24, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
October 26, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
October 27, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
November 9, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
November 14, 2022 - Monday - 5:00 PM - Library Commission Meeting
November 21, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting
November 23, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
November 24, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
November 28, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
December 12, 2022 - Monday - 5:00 PM - Library Commission Meeting
December 14, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting
December 19, 2022 - Monday - 5:00 PM - Cultural Arts Commission Meeting
December 22, 2021 - Thursday - 4:00 PM - Parking and Public Improvements Commission Meeting
December 26, 2022 - Monday - 6:00 PM - Parks and Recreation Commission Meeting
December 28, 2022 - Wednesday - 3:00 PM - Planning Commission Meeting

T. CITY OFFICES CLOSED**CITY HOLIDAYS:**

October 10, 2022 – Monday – Columbus Day

November 11, 2022 – Friday – Veterans Day

November 24-25, 2022 - Thursday & Friday - Thanksgiving Holiday

December 26, 2022 - Monday - Christmas Day Observed (Sunday, December 25, 2022)

January 2, 2023 – Monday – New Years Day Observed (Sunday, January 1, 2023)

January 16, 2023 – Monday – Martin Luther King Day

February 20, 2023 - Monday - Presidents Day

May 29, 2023 – Monday – Memorial Day

July 4, 2023 - Tuesday - Independence Day

September 4, 2023 - Monday - Labor Day